



# Town Council Agenda Report

**SUBJECT:** Resolution

**CONTACT PERSON/NUMBER**

Name: Mark A. Kutney, AICP  
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**TITLE OF AGENDA ITEM:** A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, PROVIDING FOR AND EXTENDING A PLANNING AND ZONING IN PROGRESS RELATIVE TO SPECIAL RESIDENTIAL FACILITIES IN ORDER TO EFFECTUATE AMENDMENTS TO THE TOWN OF DAVIE COMPREHENSIVE PLAN AND LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE.

**REPORT IN BRIEF:** Staff is requesting the extension of a planning and zoning in progress, last extended February 16, 2000 for six (6) months, as provided for in Land Development Code Section 12-315.

The Land Development Code was recently amended through Ordinance 2000-12 on March 15, 2000, eliminating the time limitation on a planning and zoning in progress. Based on the existing Resolution language, staff is requesting that Town Council, through formal action, extend the planning and zoning in progress to enable staff to obtain special legal counsel to revise the Special Residential Facilities provision of the Comprehensive Plan and Land Development Code, and until such time that Council adopts the amendments.

**PREVIOUS ACTIONS:** On September 15, 1999 the Town Council tabled Plan Amendment application No. LA (TXT) 99-4B. The motion made by Town Council deferred consideration of any Comprehensive Plan Amendment relative to special residential facilities until the Town retained outside counsel and received a recommendation on how to proceed. On February 16, 2000, the Town Council extended the time limit of the planning and zoning in progress for No. LA(TXT)99-4B, through Resolution 2000-027, which expires on August 18, 2000.

**CONCURRENCES:** Not Applicable

**FISCAL IMPACT:** Not Applicable

**RECOMMENDATION(S):** Motion to approve the resolution.

**Attachment(s):** Resolution

RESOLUTION \_\_\_\_\_

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, PROVIDING FOR AND EXTENDING A PLANNING AND ZONING IN PROGRESS RELATIVE TO SPECIAL RESIDENTIAL FACILITIES IN ORDER TO EFFECTUATE AMENDMENTS TO THE TOWN OF DAVIE COMPREHENSIVE PLAN AND LAND DEVELOPMENT REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 12-315 of the Town of Davie Land Development Code provides for the establishment of a planning and zoning in progress; and

WHEREAS, a planning and zoning in progress became effective for application No. LA(TXT)99-4B on August 18, 1999 for the proposed amendment to the Comprehensive Plan; and

WHEREAS, Resolution No. 2000-027, passed on February 16, 2000, extends the time limit of the planning and zoning in progress for a maximum of six months; and

WHEREAS, subsequently, Town Council adopted Ordinance 2000-12, eliminating the mandatory time limit for a planning and zoning in progress; and

WHEREAS, the Town Council has not yet considered amendments to the special residential facilities provisions of the Comprehensive Plan and Land Development Code; and

WHEREAS, the Town Council desires to retain special legal counsel to advise on such matters and undertake final preparation of said amendments; and

WHEREAS, an extension of planning and zoning in progress is appropriate in order that the Town retain special legal counsel and allow public participation in drafting the ordinances prior to Town Council consideration.

WHEREAS, no time limit is provided herein, as the Town intends to move expeditiously to retain special legal counsel, provide for public participation and adopt such amendments to the Comprehensive Plan and Land Development Code regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie hereby provides for and extends the planning and zoning in progress relative to special residential facilities in order to amend the Special Residential Facilities provisions of the Comprehensive Plan and Land Development Code regulations.

SECTION 2. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2000

\_\_\_\_\_  
MAYOR/COUNCILMEMBER

ATTEST:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2000





